

Consumer Product Safety Commission

§ 1021.4

- 1021.8 Legislative proposals.
- 1021.9 Public participation, notice, and comment.
- 1021.10 Emergencies.
- 1021.11 Information regarding NEPA compliance.

Subpart C—Contents of Environmental Review Documents

- 1021.12 Environmental assessment.
- 1021.13 Finding of no significant impact.
- 1021.14 Environmental impact statement.

AUTHORITY: 42 U.S.C 4321–4347; 40 CFR part 1500 *et seq.*

SOURCE: 45 FR 69434, Oct. 21, 1980, unless otherwise noted.

Subpart A—General

§ 1021.1 Purpose.

This part contains Consumer Product Safety Commission procedures for review of environmental effects of Commission actions and for preparation of environmental impact statements (EIS) and related documents. These procedures supersede any Commission procedures previously applicable. The procedures provide for identification of effects of a proposed action and its alternatives on the environment; for assessment of the significance of these effects; for consideration of effects at the appropriate points in the Commission's decision-making process; and for preparation of environmental impact statements for major actions significantly affecting the environment. These procedures are intended to implement the Council on Environmental Quality's final regulations of November 29, 1978 (43 FR 55978; 40 CFR part 1500, *et seq.*) concerning agency compliance with the National Environmental Policy Act, as amended (NEPA) (15 U.S.C. 4321–4347 as amended by Pub. L. 94–83, August 8, 1975).

§ 1021.2 Policy.

It is the policy of the Commission to weigh and consider the effects upon the human environment of a proposed action and its reasonable alternatives. Actions will be designed to avoid or minimize adverse effects upon the quality of the human environment wherever practicable.

§ 1021.3 Definitions.

(a) The term *CPSC actions* means rulemaking actions; enforcement actions; adjudications; legislative proposals or reports; construction, relocation, or renovation of CPSC facilities; decisions on petitions; and any other agency activity designated by the Executive Director as one necessitating environmental review.

(b) The term *Commission* means the five Commissioners of the Consumer Product Safety Commission.

(c) The term *CPSC* means the entire organization which bears the title Consumer Product Safety Commission.

(d) The term *NEPA regulations* means the Council of Environmental Quality regulations of November 29, 1978 (43 FR 55978) for implementing the provisions of the National Environmental Policy Act, as amended (42 U.S.C 4321, *et seq.*).

(e) The term *environmental review process* refers to all activities associated with decisions to prepare an environmental assessment, a finding of no significant impact, or an environmental impact statement.

(f) The definitions given in part 1508 of the Council's NEPA regulations are applicable to this part 1021 and are not repeated here.

§ 1021.4 Overview of environmental review process for CPSC actions.

The environmental review process normally begins during the staff development of a proposed action and progresses through the following steps:

(a) *Environmental assessment.* (Section 1508.9 of the NEPA regulations). The assessment is initiated along with the staff development of a proposal and the identification of realistic alternatives. The assessment shall be available to the Commission before the Commission votes on a proposal and its alternatives. Its purpose is to identify and describe foreseeable effects on the environment, if any, of the action and its alternatives. The assessment culminates in a written report. This report generally contains analyses of the same categories of information as would an EIS, but in a much less detailed fashion. (See § 1021.10(a),